

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-NINTH LEGISLATURE

FIFTY-EIGHTH LEGISLATIVE DAY
TUESDAY, MARCH 6, 2007

Senate Chamber

President Pro Tempore Geddes called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Andreason, Burkett, Malepeai, and Stegner, absent and excused.

Prayer was offered by Chaplain Goebel.

The Pledge of Allegiance was led by Sarah Decker, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 5, 2007, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

President Risch assumed the Chair.

Senator Stegner was recorded present at this order of business.

March 6, 2007

The JUDICIARY AND RULES Committee reports that **S 1189**, **S 1190**, and **S 1191** have been correctly printed.

DARRINGTON, Chairman

S 1189, **S 1190**, and **S 1191** were referred to the Finance Committee.

March 5, 2007

The JUDICIARY AND RULES Committee reports that Enrolled **S 1032** and **S 1066** were delivered to the Office of the Governor at 2:10 p.m. on March 5, 2007.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 5, 2007

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Bradley T. Foltman as Administrator of the Division of Financial Management, term to expire at the pleasure of the Governor.

McKENZIE, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 5, 2007

The STATE AFFAIRS Committee reports out **H 51**, **H 52**, **H 180**, and **S 1166** with the recommendation that they do pass.

McKENZIE, Chairman

H 51, **H 52**, **H 180**, and **S 1166** were filed for second reading.

March 5, 2007

The RESOURCES AND ENVIRONMENT Committee reports out **HCR 16** with the recommendation that it do pass.

SCHROEDER, Chairman

HCR 16 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 5, 2007

The RESOURCES AND ENVIRONMENT Committee reports out **H 86** and **H 87** with the recommendation that they do pass and with the recommendation that they be placed on the Consent Calendar.

SCHROEDER, Chairman

H 86 and **H 87** were filed for second reading.

March 5, 2007

March 5, 2007

The JUDICIARY AND RULES Committee reports out **H 176, S 1185, and S 1182** with the recommendation that they do pass.

DARRINGTON, Chairman

H 176, S 1185, and S 1182 were filed for second reading.

March 5, 2007

The EDUCATION Committee reports out **H 183** with the recommendation that it do pass.

GOEDDE, Chairman

H 183 was filed for second reading.

March 5, 2007

The EDUCATION Committee reports out **S 1183** with the recommendation that it be re-referred to the Commerce and Human Resources Committee.

GOEDDE, Chairman

There being no objection, **S 1183** was re-referred to the Commerce and Human Resources Committee.

March 5, 2007

The HEALTH AND WELFARE Committee reports out **H 121, H 157, H 158, H 4, S 1184, and HJM 1**, as amended, with the recommendation that they do pass.

LODGE, Chairman

H 121, H 157, H 158, H 4, and S 1184 were filed for second reading.

HJM 1, as amended, was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 6, 2007

The FINANCE Committee reports out **S 1189, S 1190, and S 1191** with the recommendation that they do pass.

CAMERON, Chairman

S 1189, S 1190, and S 1191 were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

Senators Andreason and Burkett were recorded present at this order of business.

Mr. President:

I transmit herewith **H 119**, as amended, **H 144**, as amended, **H 55**, as amended, **H 99**, as amended, **HCR 22, H 243, H 244, and H 218** which have passed the House.

JUKER, Chief Clerk

H 119, as amended, **H 144**, as amended, **H 55**, as amended, **H 99**, as amended, **HCR 22, H 243, H 244, and H 218** were filed for first reading.

March 5, 2007

Mr. President:

I transmit herewith Enrolled **H 61, H 76, H 26, and H 106** for the signature of the President.

JUKER, Chief Clerk

The President signed Enrolled **H 61, H 76, H 26, and H 106** and ordered them returned to the House.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced the Judiciary and Rules Committee report relative to the Gubernatorial appointment of Moscelene Sunderland was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Kelly, seconded by Senator Stegner, the Gubernatorial appointment of Moscelene Sunderland as a member of the Sexual Offender Classification Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced the Resource and Environment Committee report relative to the Gubernatorial appointment of Will Judge was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Broadsword, seconded by Senator Langhorst, the Gubernatorial appointment of Will Judge as a member of the Idaho Outfitters and Guides Licensing Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading and Reference of Bills,
House Petitions, Resolutions, and Memorials**

S 1192

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1193

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE ATTORNEY GENERAL FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; DIRECTING THE ALLOCATION OF SALARY SAVINGS; DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS FROM THE SPECIAL LITIGATION PROGRAM TO THE GENERAL FUND; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES OF THE GENERAL FUND; AND SETTING FORTH THE CONDITIONS FOR THE REAPPROPRIATION.

S 1194

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1195

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF INSURANCE FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1196

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO TRANSFER OF REAL PROPERTY; AMENDING CHAPTER 3, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-307A, IDAHO CODE, TO PROVIDE A STATEMENT OF INTENT, TO PROVIDE DEFINITIONS, TO PROVIDE FOR A REPORT OF TRANSFERS AND CHANGE IN OWNERSHIP RECORDS, TO PROVIDE FOR A PROPERTY TRANSFER CERTIFICATE, TO PROVIDE FOR EXEMPTIONS FROM DISCLOSURE OF

VALUE, TO PROHIBIT DISCLOSURE OF INFORMATION AND TO PROVIDE PENALTIES; AND AMENDING SECTION 9-340D, IDAHO CODE, TO EXEMPT FROM DISCLOSURE PROPERTY TRANSFER CERTIFICATES FILED PURSUANT TO SECTION 63-307A, IDAHO CODE.

S 1197

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE LOTTERY FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; EXPRESSING LEGISLATIVE INTENT TO CLARIFY THE SCOPE OF THE APPROPRIATION; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1198

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE GOVERNOR FOR THE COMMISSION ON THE ARTS FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1199

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE STATE LIQUOR DISPENSARY FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; TRANSFERRING MONEYS FROM THE LIQUOR CONTROL FUND TO THE LIQUOR WAREHOUSE REMODEL FUND; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; DIRECTING THE ALLOCATION OF SALARY SAVINGS; AND DECLARING AN EMERGENCY FOR SECTION 3 OF THIS ACT.

S 1200

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE IDAHO COMMISSION FOR LIBRARIES FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

S 1201

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES FOR THE SEVERAL DESIGNATED PROGRAMS; AND SETTING CONDITIONS FOR REAPPROPRIATION.

S 1192, S 1193, S 1194, S 1195, S 1196, S 1197, S 1198, S 1199, S 1200, and S 1201 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 119, as amended, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 144, as amended, and **H 55**, as amended, by Transportation and Defense Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 99, as amended, by Business Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

HCR 22, by Education Committee, was introduced, read at length, and referred to the Education Committee.

H 243 and **H 244**, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 218, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 234, H 235, and H 236, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1169, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

S 1172 and **S1173**, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1174, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

H 193, by State Affairs Committee, was read the second time at length and filed for third reading.

H 126, H 127, H 128, and H 129 by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

S 1186, S 1187, and S 1188, by Finance Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

Senator Malepeai was recorded present at this order of business.

S 1147, having been held, was read the third time at length, section by section, and placed before the Senate for final

consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Gannon, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKenzie, Schroeder, Stegner, Stennett, Werk. Total - 27.

NAYS--Bair, Fulcher, Geddes, Jorgenson, McKague, Pearce, Richardson, Siddoway. Total - 8.

Total - 35.

Whereupon the President declared **S 1147** passed, title was approved, and the bill ordered transmitted to the House.

H 60, having previously been read the third time at length, debate having previously been opened, and having been held, was placed before the Senate for final consideration. Senator Siddoway, sponsor of the bill, closed the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 34.

NAYS--Burkett. Total - 1.

Total - 35.

Whereupon the President declared **H 60** passed, title was approved, and the bill ordered returned to the House.

President Risch called Pro Tempore Geddes to the Chair.

S 1131 was read the third time at length, section by section, and placed before the Senate for final consideration. Senators Heinrich and Langhorst arose as co-sponsors of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Burkett, Cameron, Coiner, Darrington, Davis, Fulcher, Gannon, Goedde, Heinrich, Hill, Kelly, Keough, Langhorst, McGee, McKague, Pearce, Richardson, Schroeder, Siddoway, Stennett. Total - 24.

NAYS--Broadsword, Corder, Geddes, Hammond, Jorgenson, Little, Lodge, Malepeai, McKenzie, Stegner, Werk. Total - 11.

Total - 35.

Whereupon the President Pro Tempore declared **S 1131** passed, title was approved, and the bill ordered transmitted to the House.

S 1125 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--Cameron, Goedde. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **S 1125** passed, title was approved, and the bill ordered transmitted to the House.

President Risch returned to the Chair.

S 1126, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--Cameron, Goedde. Total - 2.

Total - 35.

Whereupon the President declared **S 1126**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

S 1088, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 34.

NAYS--Schroeder. Total - 1.

Total - 35.

Whereupon the President declared **S 1088**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12 noon until the hour of 4:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Risch presiding.

Roll call showed all members present except Senators Cameron, Keough, Malepeai, McGee, Stegner, and Werk.

Prior to recess the Senate was at the Thirteenth Order of Business, Third Reading of Bills.

Senators Cameron and Stegner were recorded present at this order of business.

S 1128, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Langhorst arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Langhorst, Little, Lodge, McKague, McKenzie, Pearce, Richardson, Schroeder, Siddoway, Stegner, Stennett. Total - 31.

NAYS--None.

Absent and excused--Keough, Malepeai, McGee, Werk. Total - 4.

Total - 35.

Whereupon the President declared **S 1128**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

Senators Keough, McGee, and Werk were recorded present at this order of business.

S 1079, as amended, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Gannon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bastian, Bilyeu, Burkett, Coiner, Corder, Gannon, Goedde, Hammond, Heinrich, Kelly, Keough, Langhorst, Little, Malepeai, Schroeder, Stegner, Stennett, Werk. Total - 19.

NAYS--Bair, Broadsword, Cameron, Darrington, Davis, Fulcher, Geddes, Hill, Jorgenson, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway. Total - 16.

Paired and voting included in roll call:

AYE - Malepeai NAY - Siddoway

Total - 35.

Whereupon the President declared **S 1079**, as amended, as amended, passed, title was approved, and the bill ordered transmitted to the House.

Senator Malepeai was recorded present at this order of business.

S 1152, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Darrington arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **S 1152**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

At this time, the Senate considered the Consent Calendar:

H 156 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 156** passed, title was approved, and the bill ordered returned to the House.

H 43 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McGee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 43** passed, title was approved, and the bill ordered returned to the House.

H 44 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 44** passed, title was approved, and the bill ordered returned to the House.

H 58 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 58** passed, title was approved, and the bill ordered returned to the House.

H 116 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hammond arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 116** passed, title was approved, and the bill ordered returned to the House.

H 27 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Andreason arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 27** passed, title was approved, and the bill ordered returned to the House.

H 5 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Pearce, Richardson, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Gannon, Schroeder. Total - 2.

Total - 35.

Whereupon the President declared **H 5** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 6 p.m. until the hour of 10 a.m., Wednesday, March 7, 2007.

JAMES E. RISCH, President

Attest: RUSTI HORTON, Assistant Secretary